

Case Docket No. DAVIE60.001APC

Date: September 21, 1998



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Panaccio, et al.
 App. No. : 09/077,574
 Filed : June 1, 1998
 For : THERAPEUTIC AND DIAGNOSTIC
 COMPOSITIONS
 Group Art Unit : Unknown

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on

September 21, 1998

(Date)

Michael J. Gilly, Reg. No. 42,579

TRANSMITTAL LETTER

ASSISTANT COMMISSIONER FOR PATENTS
 WASHINGTON, D.C. 20231

ATTENTION: BOX MISSING PARTS

Dear Sir:

In response to the Notice to File Missing Parts of Application Under 37 CFR 1.53(d), which was mailed by the Office on August 21, 1998, enclosed are:

- (X) A Declaration and Power of Attorney.
- (X) A Notice to File Missing Parts.
- (X) Return prepaid postcard.

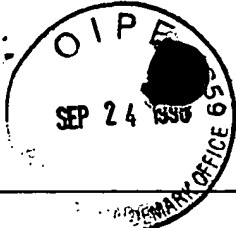
Adjustment date: 10/29/1998 UCLAYBRO
 09/30/1998 PVOLPE 00000023 09077574
 02 FC:198 -1050.00 OP

FEE FOR EXTENSION OF TIME (LARGE ENTITY)	0 months	\$ 0
SURCHARGE 37 CFR 1.16(e)		\$ + 130
10/29/1998 UCLAYBRO 00000023 09077574 01 FC:966 1034.00 OP 02 FC:996 1050.00 OP	FEES UNPAID AT TIME OF FILING	\$ 1050
TOTAL OF ABOVE CALCULATIONS		\$ 1180
REDUCTION BY 1/2 FOR FILING BY SMALL ENTITY. Note 37 CFR 1.9, 1.27, 1.28. If applicable, verified statement must be attached.		\$ - 0
TOTAL FEES SUBMITTED HERewith		\$ 1180

- (X) A check in the amount of \$1180 to cover the above fees is enclosed.

09/30/1998 PVOLPE 00000023 09077574

01 FC:154 130.00 OP
 02 FC:198 1050.00 OP



PATENT

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- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410. A duplicate copy of this sheet is enclosed.

Michael J. Gilly
Registration No. 42,579

MJG-2566:RB
090998



DAVIE60.001
DEAIMOG



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: ASSISTANT COMMISSIONER FOR PATENTS
Box PCT
Washington, D.C. 20231

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/077574	PANACCIO	M DAVIE60.001
INTERNATIONAL APPLICATION NO.		
PCT/AU96/00767		
I.A. FILING DATE	PRIORITY DATE	
29 NOV 96	30 NOV 95	
DATE MAILED: 21 AUG 1998		

KNOBBE MARTENS OLSON & BEAR
620 NEWPORT CENTER DRIVE
SIXTEENTH FLOOR
NEWPORT BEACH, CA 92660

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),
☒ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

- ☐ a non-English language.
☒ English.

☐ Translation of the international application into English.

☒ Oath or Declaration of inventors(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☒ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☒ Preliminary amendment(s) filed JUN 01, 1998 and

☐ Information Disclosure Statement(s) filed and

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed

☐ Verified Statement Claiming Small Entity Status.

☒ Priority Document.

☒ Copy of the International Search Report ☐ and copies of the references cited therein.

☐ Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice *MUST* be returned with this response.

Enclosed:

☐ PCT/DO/EO/917

☐ Notice of Defective Translation

☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

Charitta A. Burt, Paralegal

Telephone: 703-305-3734

DOCKETED ON: AUG 27 1998
BY: [Signature]
ACTION: [Signature]
DUE DATE: [Signature]
FINAL DEADLINE: [Signature]
ATTY: [Signature]
ATTORNEY VERIFICATION OF DUE DATE AND FINAL DEADLINE: [Signature]